IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.38652 of 2008

1. HARI NARAYAN YADAV s/o BASUDEO YADAV
2. MISHRI LAL SHARMA S/O LATE MUNI LAL SHARMA
3. RAM NARAYAN YADAV S/O SHIV NANDAN YADAV
ALL RESIDENT OF VILLAGE- NAWABAKHAR, P.S KISHANPUR, DISTRICT-SUPAUL---PETITIONERS

Versus

STATE OF BIHAR --------- OPPOSITE PARTY

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2 15.10.2008 Heard learned counsel for the petitioners and learned APP for the State.

Based on a complaint petition lodged by the Secretary of the School these three petitioners who are said to be the assistant teachers had been charged under sections 465, 466, 420, 409 read with 120B of the Indian Penal Code.

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Contention of learned counsel for the petitioners is that they had only drawn their salary on a proper bill having been drawn by the Principal of the School who is the drawing and disbursing officer. The reason for filing of the present case is more to do with the illegal demand of the Secretary rather than the actual state of affair as alleged. But these are the matters which will be thrashed out during the course of the trial. So far as the prayer for bail is concerned, keeping in mind that one of the accused, namely, the Head Master who was the drawing and disbursing officer has already been enlarged on bail by a Bench of this Court.

The case of these petitioners being no different , let the above named three petitioners be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) each with

two sureties of the like amount each to the satisfaction of Sri V. Kumar, Judicial Magistrate, 1st Class, Supaul in connection with Kishanpur P.S. Case No. 58 of 2001.

RPS (Ajay Kumar Tripathi,J.)

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